

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Panchayat Raj & Rural Development Department – Allegations of irregularities in execution of certain works in Kurnool District against S/Sri (1) V.Balagurappa, Executive Engineer, Panchayat Raj (Retd.), (2) T. Satyanarayana, Dy. Executive Engineer, Panchayat Raj, and (3) G. Pothu Raju, Asst. Executive Engineer, Panchayat Raj – Disciplinary action initiated against erring officials – Inquiry Officer and Presenting Officers appointed – Inquiry Report received - Re-entrustment of case to Smt. Chandana Khan, IAS., Commissioner of Inquiries, General Administration Department - Orders – Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT(VIG.I) DEPARTMENT

G.O.Rt.No. 1923 .

Dated:29-12-2009

Read the following:

1. From the ENC, PR Lr.No.CIV(1)/6445/2000, dt. 23.11.2001.
2. G.O.Rt.No.1101 &1102, PR & RD (VS.I) Dept., dt. 27.06.2002 issued to Sri M. Sivasankar Reddy, EE, PR (Retd.)
3. Govt.Memo.No.175/VS.I/A1/2001-28, PR & RD Dept, dt.27.6.2002 issued to Sri T.Saranath, EE, PR.
4. Govt.Memo.No.175/VS.I/A1/2001-30, PR & RD Dept, dt.27.6.2002 issued to Sri A.Ramachandra Acharya, EE, PR.
5. Govt.Memo.No.175/VS.I/A1/2001-31, PR & RD Dept, dt.27.6.2002 issued to Sri T.Satyanarayana, Dy.EE, PR.
6. Govt.Memo.No.175/VS.I/A1/2001-32, PR & RD Dept, dt.27.6.2002 issued to Sri G.Potharaju, AEE, PR.
7. Govt.Memo.No.175/VS.I/A1/2001-33, PR & RD Dept, dt.27.6.2002 issued to Sri N.Ragavulu, AE, PR.
8. Govt.Memo.No.175/VS.I/A1/2001-34, PR & RD Dept, dt.27.6.2002 issued to Sri C.Gopal Reddy, AE, PR.
9. G.O.Rt.No.1959 &1960, PR&RD(VS.I) Deptt., dated.11.12.2002 issued to Sri P.Venkateswarlu, EE, PR (Retd.)
10. G.O.Rt.No.1961 & 1962, PR&RD(VS.I) Deptt., dated.11.12.2002 issued to Sri V.Balagurappa, EE, PR (Retd.)
- 11.G.O.Rt.No.981, PR & RD (Vig.I) Dept., dt. 10.06.2005.
- 12.G.O.Rt.No.478, PR & RD (Vig.I) Dept., dt. 10.04.2006.
- 13.G.O.Rt.No.806, PR & RD (Vig.I) Dept., dt. 31.05.2008.
- 14.G.O.Rt.No.825, PR & RD (Vig.I) Dept., dt. 03.06.2008.
- 15 From the COI, GAD D.O.Lr.No.858/COI-CK/A4/2008, dt. 06.03.2009.

ORDER:

In the reference 1st read above, the Engineer-in-Chief, Panchayat Raj, Hyderabad has stated that the Chief Engineer, Vigilance, Hyderabad inspected and furnished his reports on the allegations of irregularities in execution of following (7) works in Kurnool District.

1. B.T.to the road from Dudyala to Lingala of Pamulapadu Mandal.
2. Road from Dudyala to Lingala (via) Iskala and Chellimilla.
3. Repairs to road from Nallakalva to Lakshmi Narasimha Swamy Temple in Atmakur Mandal
4. Providing B.T.Surface to approach road from K.G.Road to G.N.Thanda of Erraguduru.
5. Construction of Bridge across Bhavanasi River on Pamulapadu-Iskala Road of Pamulapadu Mandal.
6. Formation and metalling the road on C.D. works and road from SRMC bridge to Chellimella.
7. Providing B.T.road from Paulapadu to Chellimella.

2. The Engineer-in-Chief, Panchayat Raj, Hyderabad has further stated that out of the above (7) works, the Chief Engineer, W&ES has already inspected the work mentioned at Sl.No.(2), prior to the inspection of Chief Engineer, Vigilance, Hyderabad and Govt. have framed the charges in respect of the work at Sl.No. (2) i.e., Road from Dudyala to Lingala (via) Iskala and Chellimilla, against the responsible officers vide Memo

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No.27636/Estt.I(1)/99-14 to 18, dt. 02.02.2000. The Engineer-in-Chief, Panchayat Raj has furnished the Draft Articles of Charges against the responsible officers, on the allegations of irregularities in execution of the above works except the road work at Sl.No.2.

3. After examining the matter, in the references 2nd to 10th read above, charges were framed against the following (9) engineering personnel under A.P. Revised Pension Rules 1980/A.P.C.S. (CC&A) Rules, 1991, in respect of the above said works except the road work at Sl.No.2.

S/Sri

- 1.V.Balagurappa, EE, PR (Retd.) (5th work)
- 2.M.Sivasankara Reddy, EE, PR (Retd.) (4th & 6th work)
- 3.T.Saranath, EE, PR (4th work)
- 4.C.Gopal Reddy, AE, PR (4th work)
- 5.P.Venkateswarlu, EE, PR (Retd.) (3rd, & 6th work)
- 6.N. Raghavulu, A.E. (3rd work)
- 7.A.Ramachandra Acharya, EE, PR (1st & 5th work)
- 8.T.Satyanarayana, DEE (1st, 3rd, 4th, 5th, 6th & 7th work)
- 9.G.Pothu Raju, AEE (1st, 5th, 6th & 7th work)

4. All the C.Os have submitted their W.S.Ds except Sri P. Venkateswarlu, EE, PR (Retd.). After examining the written statements of defense and based on the material available, in the reference 11th read above, the case was entrusted to Commissioner of Inquiries, GAD (Sri A.Madhusudhan Reddy, I.A.S.(Retd) as Inquiry Authority under Rule 20(2) of A.P. Civil Services (CC&A) Rules, 1991 for conducting common departmental inquiry against the above (9) charged officers on the charges framed. Modified orders were issued appointing Sri S. Satyanarayana, Member, COI, GAD (in place of Sri A. Madhusudhan Reddy, IAS., (Retd.), COI, GAD) as well as Presenting Officer, vide reference 12th read above.

5. In the reference 13 read above, orders were issued dropping further action against the charged officer-3 i.e., Sri T. Saranath, EE, PR (Retd.) and deleting his name from the purview of COI.

6. Subsequently, in the reference 14th read above, modified orders were issued appointing Smt. Chandana Khan, IAS., COI, GAD as inquiry officer (in place of Sri S. Satyanarayana, Member, COI, GAD).

7. The COI, GAD has furnished her inquiry report, vide reference 15th read above. The Inquiry Officer has observed that out of (9) charged officers in this case, Government have already dropped the charge against C.O.-3 Sri T. Saranath, EE, PR (Retd.). Furthermore, punishment has already been inflicted on C.O.-1 Sri V. Balagurappa, EE, PR (Retd.), C.O-8 Sri T. Satyanarayana, Dy.EE and C.O-9 Sri G. Pothu Raju, AEE as per relevant Government orders cited before and therefore they are also kept outside the purview of this inquiry. As far as remaining (5) charged officers concerned, the Inquiry Officer of COI, GAD in her findings has stated that charges against all the charged officers i.e., C.O-2, C.O.-4, C.O.-5, C.O.-6, and C.O.-7 are proved.

8. In fact, the 2nd work, i.e., **Road from Dudyala to Lingala (via) Iskala and Chellimilla**, was dealt in separately (disposal bearing No.175/Vig.I/2001). After following due procedure, final orders were issued imposing the following penalties against the (3) C.Os. i.e., C.O.-1 Sri V. Balagurappa, EE, PR (Retd.), C.O-8 Sri T. Satyanarayana, Dy.EE and C.O-9 Sri G. Pothu Raju, AEE in respect of 2nd work i.e., Road from Dudyala to Lingala (via) Iskala and Chellimilla.

Name of the C.O. & Designation	Punishment imposed
Sri V. Balagurappa, EE, PR (Retd.)	5% cut in pension for a period of 5 years, vide G.O.Rt.No.1570, PR & RD (Vig.I) Dept., dt. 02.11.2006.
Sri T. Satyanarayana, Dy.EE, PR	Two annual grade increments without cumulative effect vide G.O.Rt.No.1975, PR & RD (Vig.I) Dept., dt. 26.11.2005.
Sri G. Pothu Raju, A.E.E., PR	Two annual grade increments without cumulative effect vide G.O.Rt.No.1976, PR & RD (Vig.I) Dept., dt. 26.11.2005.

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9. Therefore, the inquiry should have also been conducted against the following (3) C.Os in respect of remaining works mentioned in the bracket against their names.

C.O.-1 Sri V. Balagurappa, EE, PR (Retd.) (5th work)
C.O.-8 Sri T. Satyanarayana, Dy.EE, (1st, 3rd, 4th, 5th, 6th & 7th work)
C.O.-9 Sri G. Pothu Raju, A.E.E. (1st, 5th, 6th & 7th work)

10. Government, after careful examination of the matter, have decided and accordingly hereby re-entrust the case to Commissioner of Inquiries, COI, GAD (Smt. Chandana Khan, IAS.,) for conducting detailed inquiry for the charges framed against the (3) C.Os viz., **C.O-1** Sri V. Balagurappa, EE, PR (Retd.) (5th work), **C.O.-8** Sri T. Satyanarayana, Dy.EE, PR (1st, 3rd, 4th, 5th, 6th, & 7th work) and **C.O-9** Sri G. Pothu Raju, A.EE. (1st, 5th, 6th & 7th work) in respect of the works mentioned in the brackets against their names.

11. Government also hereby appoint Superintending Engineer, Panchayat Raj, Kurnool as Presenting Officer to present the case before the Inquiry Officer under rule 20(5)(c) of A.P.Civil Services (CC&A) Rules, 1991.

12. The Presenting Officer shall acquaint himself with the facts of the case and present the case before the Inquiry Officer effectively. He is also permitted to furnish the records required during the inquiry by the Inquiry Officer keeping in view their necessity in the inquiry without referring the matter to the Government.

13. The Inquiry Officer is requested to conduct inquiry strictly in terms of Rule 20 of A.P Civil Services (CC&A) Rules, 1991 and submit her report as required under sub-rule 18 (ii) of the above said rule.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M.V.P.C. SASTRY
PRINCIPAL SECRETARY TO GOVERNMENT

To
Smt. Chandana Khan, IAS., Commissioner of Inquiries,
General Administration (COI) Department (w.e.)
The Superintending Engineer, Panchayat Raj, Kurnool & Presenting Officer.

Copy to:

The Individuals through the Engineer-in-Chief, Panchayat Raj, Hyderabad.
The Engineer-in-Chief, Panchayat Raj, Hyderabad.
The Secretary to V.C., A.P.Vigilance Commission, Hyderabad.
(Lr.No.1579/VC.G2/2004-7, dt. 19.11.2009)
The Registrar, Commissionerate of Inquiries, GAD.
SF/SC

//FORWARDED: BY ORDER//

SECTION OFFICER